

EXHIBIT D

Carey Miller

From: Carey Miller
Sent: Monday, January 31, 2022 4:42 PM
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Subject: Requested Timeline of Dispute Concerning Access to Data from Dr. Halderman
Attachments: Timeline re Halderman Dispute 4895-3262-6956 v.pdf

Ms. Bradley:

During the telephone conference, the Court requested the State Defendants provide the dates and sequencing surrounding the request for documents and things pertaining to Dr. Halderman's report. I have put together the attached timeline to the best of my recollection and from looking back through emails, calendars, etc, concerning the timeline. Thank you.

ROBBINS

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Timeline Re Discovery Dispute for Access to Materials Underlying Halderman Report

- 9/17/21 – Court approves amended stipulated order extending schedule by docket entry only. Fact discovery closing **November 15, 2021**; Expert discovery closing **December 6, 2021**. [Doc. 1176]
- 11/8/21 – Plaintiffs move to extend schedule [Doc. 1204]
- 11/10/21 – Order by docket entry only extending discovery to **November 22, 2021**, while the Court considers Coalition Plaintiffs’ Motion to Extend the Discovery Schedule.
- 11/11/21 – State Defendants serve Notice of Deposition for Dr. Halderman, including requests for underlying data, documents, and things.
- 11/17/21 – State Defendants take the deposition of Dr. Halderman
- 11/19/21 – Hearing on Motions for severance & scheduling extension
- 11/22/21 – Parties file proposed stipulated order extending schedule
- 11/24/21 – Court enters order extending schedule, amended to correct scrivener’s error, fact discovery closing **January 31, 2022**; Expert discovery closing **February 15, 2022**. [Doc. 1238].
 - * to fact discovery deadline, date applies to: (1) “completion of delayed document and data production and the provision of responses to already-served written requests”; (2) noticing and completion of depositions; and (3) the “resolution of discovery

Timeline Re Discovery Dispute for Access to Materials Underlying Halderman Report

disputes that are either currently outstanding or *that may arise* upon the completion and provision of the *currently pending productions and responses*.” [Doc. 1238 at 3] (emphasis added).

- ** to expert discovery deadline ... “means discovery of matters contemplated by Rule 26(a)(2) and (a)(4)—in other words, *discovery of facts and data that experts considered or relied on for their opinions* disclosed in their reports/declarations.” [Doc. 1238 at 3] (emphasis added)
- 12/3/21 – Curling Plaintiffs serve responses and objections to data request. [Doc. 1246-1].
- 12/6/21 – Curling Plaintiffs serve supplemental response and objections. [Doc. 1246-2].
- 12/7/21 – State Defendants and Curling Plaintiffs confer regarding Halderman Request, deposition scheduling, and whether Plaintiffs continue to rely upon Dr. Appel.
- 1/6/22 – Joint Discovery Dispute Statement Filed [Doc. 1246].